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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Dasseux *et al.*

Confirmation No.: 9583

Application No.: 10/743,951

Group Art Unit: 1614

Filed: December 24, 2003

Examiner: To Be Assigned

For: ETHER COMPOUNDS AND
COMPOSITIONS FOR
CHOLESTEROL MANAGEMENT
AND RELATED USES

Attorney Docket No.: 10173-113-999
(CAM No.: 371855-999108)

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56 and 1.97

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. §§ 1.56 and 1.97 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing and prosecution of the above-identified application that are or may be related to patentability of the claimed invention, Attorneys for Applicants hereby invite the Examiner's attention to references **A01-A24**, **B01-B03** and **C01-C32** which are listed on the accompanying Form PTO-1449 entitled "List of References Cited By Applicant."

Copies of References **A01-A24**, **B01-B03** and **C01-C32** are not being submitted pursuant to 37 C.F.R. §1.98(d) since these references were made of record in prior application Serial No. 09/976,867, filed October 11, 2001, of which this application claims priority under 35 U.S.C. §120.

Identification of the listed references is not to be construed as an admission that such references are available as "prior art" against the subject application.

Applicants request that the Examiner review all the references identified on the attached Form PTO-1449, and that they be made of record in the file history of the above-identified application.

As this Information Disclosure Statement is being filed pursuant to 37 C.F.R. § 1.97(b)(3) before the mailing date of a first Office Action on the merits, Applicants

estimate that no fee is required. Should a fee be required, the Commissioner is authorized to charge such fee to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Anthony M. Insogna, Reg. No. 35,203

Date June 28, 2004

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LIST OF REFERENCES CITED BY APPLICANT (Use several sheets if necessary)	ATTY DOCKET NO.	APPLICATION NO
	10173-113-999	10/743,951
	APPLICANT Dasseux et al.	
	FILING DATE	GROUP
	December 24, 2003	1614

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A01	6,143,755	11/7/00	Bocan			
	A02	6,124,309	9/26/00	Bocan			
	A03	6,093,744	7/25/00	Lee et al.			
	A04	6,093,719	7/25/00	Bocan			
	A05	6,017,905	1/25/00	Roark et al.			
	A06	5,981,595	11/9/99	Picard et al.			
	A07	5,968,963	10/19/99	Homan			
	A08	5,783,600	6/21/98	Bisgaier et al.			
	A09	5,756,544	5/26/98	Bisgaier et al.			
	A10	5,756,344	5/26/98	Onda et al.			
	A11	5,750,569	5/12/98	Bisgaier et al.			
	A12	5,648,387	7/15/97	Bisgaier et al.			
	A13	5,633,287	5/27/97	Lee et al.			
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	A19	4,634,719	1/6/87	Takaishi et al.			
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	A24	3,773,946	11/20/73	Creger			

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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	B01	WO 99/00116	1/7/99	PCT				
	B02	WO 98/30530	7/16/98	PCT				
	B03	WO 96/30328	10/3/96	PCT				

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C02	Badimon et al., 1992, "Role of high density lipoproteins in the regression of atherosclerosis," Circulation <u>86</u> (Suppl. III):86-94
C03	Barrans et al., 1996, "Pre-beta HDL: structure and metabolism," Biochem. Biophys Acta <u>1300</u> :73-85


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C04	Bisgaier et al., 1998, "A novel compound that elevates high density lipoprotein and activates the peroxisome proliferator activated receptor," J. Lipid Res. <u>39</u> :17-30; erratum at <u>39</u> :1317 (1998)
C05	Brown and Goldstein, 1990, "Drugs used in the treatment of hyperlipoproteinemias," In: <u>The Pharmacological Basis of Therapeutics</u> , 8 th Ed., Goodman & Gilman, eds., Pergamon Press, Ch. 36, pp. 874-896
C06	Bruce et al., 1998, "Plasma lipid transfer proteins, high-density lipoproteins, and reverse cholesterol transport," Annu. Rev. Nutr. <u>18</u> :297-330
C07	Dansky and Fisher, 1999, "High-density lipoprotein and plaque regression: the good cholesterol gets even better," Circulation <u>100</u> :1762-1763
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C10	Gearing et al., 1993, "Interaction of the peroxisome-proliferator-activated receptor and retinoid X receptor," Proc. Natl. Acad. Sci. USA <u>90</u> :1440-1444
C11	Harris and Kletzien, 1994, "Localization of a pioglitazone response element in the adipocyte fatty acid-binding protein gene," Mol. Pharmacol. <u>45</u> :439-445
C12	Heyman et al., 1992, "9-cis retinoic acid is a high affinity ligand for the retinoid X receptor," Cell <u>68</u> :397-406
C13	Hidaka and Fidge, 1992, "Affinity purification of the hepatic high density lipoprotein receptor identifies two acidic glycoproteins and enables further characterization of their binding properties," Biochem. J. <u>284</u> :161-167
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C24	Nemali et al., 1988, "Comparison of constitutive and inducible levels of expression of peroxisomal β -oxidation and catalase genes in liver and extrahepatic tissues of rat," Cancer Res. <u>48</u> :5316-5324
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C26	Reaven, 1993, "Role of insulin resistance in human disease (syndrome X): an expanded definition," Annu. Rev. Med. <u>44</u> :121-131
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	C32	Vamecq and Draye, 1989, "Pathophysiology of peroxisomal β -oxidation," Essays Biochem. <u>24</u> :115-225

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	